

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

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SLEEPY'S LLC,

Plaintiff,

- against -

JUDGMENT
CV-07-4018 (TCP)

SELECT COMFORT WHOLESALE
CORPORATION, SELECT COMFORT
RETAIL CORPORATION and SELECT
COMFORT CORPORATION,

Defendants.

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A Memorandum and Order of Honorable Thomas C. Platt, United States District Judge,
having been filed on September 26, 2012, granting in part and denying in part Defendants'
Motion for Judgment as a Matter of Law, finding in favor of Defendants as to the surviving
claims, and dismissing Plaintiff's case, it is

ORDERED AND ADJUDGED that Plaintiff take nothing of Defendants; that
Defendants' Motion for Judgment as a Matter of Law is granted in part and denied in part; that
the Court finds in favor of Defendants as to the surviving claims; and that Plaintiff's case is
dismissed.

Dated: Central Islip, New York
September 28, 2012

DOUGLAS C. PALMER
CLERK OF THE COURT

By: /s/ Catherine Vukovich
Deputy Clerk